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12 Attorneys for Plaintiff and Counterdefendant

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA

15 BRIAN JONESTOWN MASSACRE, a  
16 doing business as designation for ANTON  
17 NEWCOMBE, an individual,

18 Plaintiff,

19 v.

20 JEFFREY DAVIES,

21 Defendant.

22 JEFFREY DAVIES,

23 Counterclaimant,

24 v.

25 ANTON NEWCOMBE,

26 Counterdefendant.

Case No: CV-13-04005-NC

**STIPULATION FOR MUTUAL  
DISMISSAL WITH PREJUDICE;  
~~PROPOSED~~ ORDER**

Plaintiff and Counterdefendant Anton Newcombe (“Newcombe”) and Defendant and Counterclaimant Jeffrey Davies (“Davies,” collectively the “Parties”), by and through their respective undersigned counsel of record, having entered into a full and final settlement agreement, hereby stipulate, pursuant to Federal Rule of Civil Procedure 41, to (a) the dismissal with prejudice of all claims asserted by Newcombe against Davies, with each party to bear its own attorneys’ fees and costs, and (b) the dismissal with prejudice of all counterclaims asserted by Davies against Newcombe, with each party to bear its own attorneys’ fees and costs.

SO STIPULATED.

Dated: December 22, 2014

PHILLIPS, ERLEWINE & GIVEN LLP

By /s/ Cari A. Cohorn  
Cari A. Cohorn  
David M. Given  
Alexander H. Tuzin  
Attorneys for Plaintiff/Counterdefendant

Dated: December 22, 2014

GLOTZER & SWEAT, LLP

By /s/ Joshua W. Glotzer  
Joshua W. Glotzer  
Steven M. Sweat  
Attorneys for Defendant/Counterclaimant

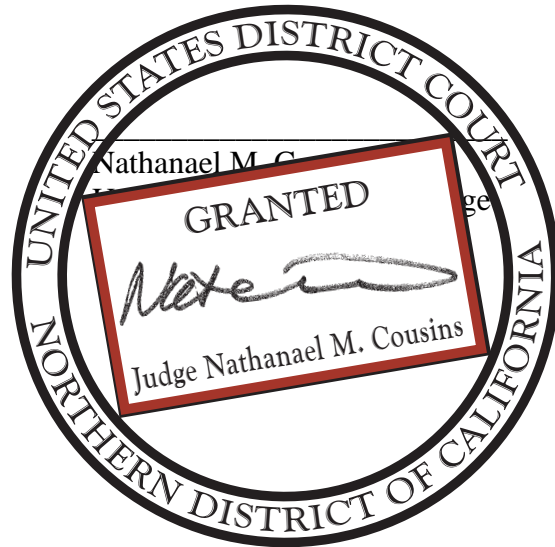
# ATTESTATION

I, Cari A. Cohorn, am the ECF user whose identification and password are being used to file the instant document. Pursuant to Civil Local Rule 5-1(i)(3), I hereby attest that all counsel whose electronic signatures appear above provided their authority and concurrence to file this document.

/s/ Cari A. Cohorn  
Cari A. Cohorn  
Attorney for Plaintiff/Counterdefendant

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: December 31, 2014



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